

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Judiciary.

HB24-1072 be amended as follows:

1 Amend printed bill, page 2, line 3, strike "(1.3) and" and before "as"
2 insert "and (4)".

3 Page 3, strike lines 5 through 17.

4 Page 6, after line 5 insert:

5 "(4) (a) EVIDENCE OF THE VICTIM'S MANNER OF DRESS OR
6 HAIRSTYLE AT THE TIME OF, PRIOR TO, OR SUBSEQUENT TO THE ALLEGED
7 OFFENSE IS NOT ADMISSIBLE AS EVIDENCE OF THE VICTIM'S CONSENT TO
8 SEXUAL CONTACT, SEXUAL PENETRATION, OR SEXUAL INTRUSION BY THE
9 DEFENDANT IN A CASE INVOLVING UNLAWFUL SEXUAL BEHAVIOR, AS
10 DEFINED IN SECTION 16-22-102; AN OFFENSE DESCRIBED IN PART 4 OF
11 ARTICLE 7 OF THIS TITLE 18; OR AN ATTEMPT OR CONSPIRACY TO COMMIT
12 ANY OF THOSE OFFENSES.

13 (b) FOR PURPOSES OF THIS SECTION, "MANNER OF DRESS" DOES
14 NOT MEAN:

15 (I) TESTIMONY OR PHYSICAL EVIDENCE OF THE VICTIM'S CLOTHING
16 OR ITS PHYSICAL CONDITION AT THE TIME OF, PRIOR TO, OR SUBSEQUENT
17 TO THE ALLEGED OFFENSE, OFFERED AS EVIDENCE FOR A PURPOSE OTHER
18 THAN THE VICTIM'S CONSENT; OR

19 (II) EVIDENCE OF THE VOLUNTARY OR CONSENSUAL REMOVAL OF
20 THE VICTIM'S CLOTHING."

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